

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FN 2002-092850

04/07/2004

JUDGE PRO TEM MICHAEL D MILLER JR
FOR HON ROBERT H. OBERBILLIG

CLERK OF THE COURT
K. Stone
Deputy

IN RE THE MARRIAGE OF
DONNA ELAINE GRUBBS

FILED: 04/30/2004

RICHMOND K TURNER

AND

CHARLES THOMAS GRUBBS

DERPHERD V LAENO

DOCKET-FAMILY COURT-SE

MINUTE ENTRY

TRIAL DAY ONE

**DECREE OF DISSOLUTION OF MARRIAGE
(WITHOUT CHILDREN)**

Prior to the commencement of trial, Petitioner's Exhibits 1 through 4 are marked for identification.

3:25 P.M. This is the time set for trial to the Court. Petitioner/Wife, Donna Elaine Grubbs, is present with counsel, Richmond K. Turner. Respondent/Husband, Charles Thomas Grubbs, is present with counsel, Derpherd V. Laeno.

A record of the proceeding is made by CD and videotape in lieu of a court reporter.

The issues for trial are spousal maintenance, division of Husband's military retirement, division of the 401K plan, and attorney's fees.

Donna Elaine Grubbs and Charles Thomas Grubbs are sworn.

Donna Elaine Grubbs testifies.

Charles Thomas Grubbs testifies.

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Respondent's Exhibits 5, 6, and 7 are marked for identification.

By stipulation, Petitioner's Exhibits 1, 2, 3, and 4 are received in evidence.

By stipulation, Respondent's Exhibits 5, 6, and 7 are received in evidence.

Both sides rest.

Closing arguments are presented.

THE COURT FINDS that at least one of the parties has been domiciled in the State of Arizona for more than 90 days preceding the filing of the petition; that the conciliation provisions of A.R.S. 25-381.09 do not apply; the domestic relations education provisions of Arizona law have been met or do not apply; that the marriage is irretrievably broken and there is no reasonable prospect for reconciliation.

THE COURT FINDS that to the extent it has the jurisdiction to do so, the Court has considered and made provisions for maintenance and disposition of property.

THE COURT FINDS, pursuant to A.R.S. 25-319(A), that Wife is entitled to spousal maintenance. The Court has considered all the relevant factors set forth in A.R.S. 25-319(B).

IT IS ORDERED effective May 1, 2004, Husband shall pay spousal maintenance to Wife of \$272.50 a month. Spousal maintenance only shall terminate upon the death of either party or the remarriage of Wife.

IT IS ORDERED effective May 1, 2004, Wife shall receive one-half of the amount received by Husband from his military retirement. The Court reserves jurisdiction to enter any further orders necessary to divide this asset.

IT IS ORDERED until the Domestic Relations Order is prepared, Husband shall execute all documents necessary to provide for the allocation of his military retirement benefit to Wife.

IT IS ORDERED the cost of the preparation of any Domestic Relations Order necessary to divide the military retirement shall be shared equally by the parties.

IT IS ORDERED Husband shall pay the sum of \$2,200.00 toward Wife's attorney's fees incurred in this matter.

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IT IS ORDERED Husband shall pay Wife the sum of \$3,000.00 as an equalization payment for the value of the vehicles.

IT IS ORDERED Husband shall be responsible for payment of the following debts and shall hold Wife harmless thereon: Arizona Public Service, Providian credit card, Capital One credit card, the debt to Wells Fargo, and the Internal Revenue Service.

IT IS ORDERED Wife shall be responsible for payment of the following debts and shall hold Husband harmless thereon: Zales, Capital One Visa, First Savings MasterCard, and Capital One MasterCard.

IT IS ORDERED Husband is awarded all personal property items in his possession as of September 1, 2003, as his sole and separate property.

IT IS ORDERED Wife is awarded all personal property items in her possession as of September 1, 2003, as her sole and separate property.

IT IS ORDERED to the extent it is necessary for Husband to pay the debt(s) allocated to Wife, said amount paid shall be offset against the equalization payment due from Husband to Wife.

IT IS ORDERED that the marriage heretofore existing between the parties is dissolved effective upon the signing and entry of this decree and each party is returned to the status of a single person.

4:45 P.M. Trial concludes.

IT IS ORDERED that the requirements of Rule 58(d), Arizona Rules of Civil Procedure, are waived and this minute entry is signed as formal written Decree of Dissolution of Marriage.

DATED the 7th day of April, 2004.

/ s / JUDGE PRO TEM MICHAEL D MILLER JR

JUDICIAL OFFICER OF THE SUPERIOR COURT

**PLEASE NOTE: IMPORTANT INFORMATION RE: CD/VIDEOTAPE
FEE CURRENTLY IN EFFECT**

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This is a JAVS courtroom. All CDs and videotapes will be provided by the Court, regardless of when the copies are made. A fee of \$20.00 will apply to all copies requested, either on the day of the hearing or for hearings recorded on an earlier date. Forms to request a recording of a proceeding are available in the Self-Service Centers and in the JAVS and FTR courtrooms.

A person requesting a daily copy CD or videotape must complete the appropriate request form and pay the applicable fee at the Self-Service Center. Upon payment of the appropriate fees through the Self-Service Center, a receipt will be issued which shall then be presented to Court staff for preparation of the CD or videotape in the customary manner.

A person wanting a copy of a hearing from a previous occasion must contact Ken Crenshaw at 602-506-7100.